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## STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

## State of MICHIGAN

# Charges Imposed on Categorically and Medically Needy

В.	The m	The method used to collect cost sharing charges:		
	<u>X_</u>	Providers are responsible for collecting the cost sharing charges from individuals.		
	_	The agency reimburses providers the full Medicaid rate for a service and collects the cost sharing charges from individuals.		
C.		asis for determining whether an individual is unable to pay the charge, and eans by which the such an individual is identified to providers, is described :		
	Provid	lers cannot deny services to beneficiaries unable to pay copayments.		
	benefi	nethod for determining whether a beneficiary is unable to pay is the ciary's assertion that he or she is unable to pay the co-payment. Any ected copayment amount is considered a debt to the provider.		
TN NO	.: <u>04-0</u>	Approval Date: SEP 0 3 2004 Effective Date: 7/1/04		
Supers	edes			

TN No.: <u>85-27</u>

41

New: HCFA-PM-99-3 JUNE 1999

State: Michigan

### Citation

#### 4.10 Free Choice of Provider

42 CFR 431.51 AT 78-90 46 FR 48524 46 FR 23212 1902(a)(23) of the Act P.L. 100-93 (section 8(f)) P.L 100-203 (section 4113)

- (a) Except as provided in paragraph (b), the Medicaid agency assures that an individual eligible under the plan may obtain Medicaid services from any institution, agency, pharmacy, person or organization that is qualified to perform the services, including an organization that provides these services or arranges for their availability on a prepayment basis. Providers who elect not to provide services based on a history of bad debt, including unpaid copayments, shall give beneficiaries appropriate verbal notice and a reasonable opportunity for payment. Beneficiaries retain the ability to seek services from other enrolled providers.
- (b) Paragraph (a) does not apply to services furnished to an individual -
  - (1) Under an exception allowed under 42 CFR 413.54, subject to the limitations in paragraph (c), or
  - (2) Under a waiver approved under 42 CFR 431.55, subject to the limitations in paragraph (c), or
  - (3) By an individual or entity excluded from participation in accordance with section 1902(p) of the Act,

Section 1902(a)(23) of the Social Security Act P.L. 105-33 (4) By individuals or entities who have been convicted of a felony under Federal or State law and for which the State determines that the offense is inconsistent with the best interests of the individual eligible to obtain Medicaid services, or

Section 1932(a)(1) Section 1905(t)

- (5) Under an exception allowed under 42 CFR 438.50 or 42 CFR 440.168, subject to the limitations in paragraph (c).
- (c) Enrollment of an individual eligible for medical assistance in a primary care case management system described in section 1905(t), 1915(a), 1915(b)(1), or 1932(a); or managed care organization, prepaid inpatient health plan, a prepaid ambulatory health plan, or similar entity shall not restrict the choice of the qualified person form whom the individual may receive emergency services or services under section 1905(a)(4)(c).

TN No.:04-06 Supersedes TN No.: 03-13 Approval Date SEP 0 3 2004

Effective Date: 07/01/2004